

## **Remarks**

Claims 1 – 9, 22 – 30, 32 – 41 and 49 – 51 are pending. Claims 49 and 50 presently stand rejected under a new ground of rejection. Claims 1 – 9, 22 – 30, 32 – 41 and 49 – 51 also presently stand rejected based on grounds set forth in the Final Office Action dated October 5, 2007. By this reply, claims 49 and 50 have been amended. Examination and reconsideration of the claims in view of the following remarks are respectfully requested.

### **35 U.S.C. §112, ¶ 2 Rejection**

Claims 49 and 50 presently stand rejected under 35 U.S.C. § 112, ¶ 2, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. See page 5 of Examiner's Answer.

Claim 49 has been amended to remove the “means-plus-function” language identified by the Examiner in the rejection. The previous limitation of a “means for initiating” recites a bonus feature which is “for said primary game.” To provide a clear antecedent basis for “said primary game,” the preamble of the claim has been amended. Further, the word “where” in the “means-plus-function” clause has been changed to “when” so as to provide clarity under 35 U.S.C. § 112, ¶ 2.

Claim 50 has been amended to further define the computer to display a second game. The second game is displayed as the bonus indicator. In addition, the word “where” has been changed to “when.”

It is respectfully submitted that claims 49 and 50, as now amended, meet the requirements of 35 U.S.C. § 112, ¶ 2. Withdrawal of the rejection is respectfully requested.

### **35 U.S.C. §102 Rejection**

Claims 1 – 9, 22 – 30, 32 – 41 and 49 – 51 also stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6652378 (“Cannon”).

Applicants' arguments as to the allowability of the claims under 35 U.S.C. § 102(e) has been set forth in Applicants' main Brief on Appeal, and such arguments are incorporated herein

by reference. Based on these arguments, Cannon does not anticipate any of the presently pending claims.

### **Conclusion**

Appellant respectfully submits that all of claims 1 – 9, 22 – 30, 32 – 41 and 49 – 51 are allowable. In the event that the Examiner believes a telephone interview with the undersigned Appellant's Representative would be helpful in advancing prosecution of this patent application, the undersigned is available for telephone consultation during normal business hours.

Respectfully submitted,

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